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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SONOMA FOODS, INC., Case No. C-07-00554 JSW (JCS)
Plaintiff(s),

v.
SONOMA CHEESE FACTORY, LLC,
ET AL.,

Defendant(s).

**NOTICE OF REFERENCE AND ORDER
RE DISCOVERY PROCEDURES**

TO ALL PARTIES AND COUNSEL OF RECORD:

The above matter has been referred to the undersigned for all discovery matters. Please be advised that if a specific motion was filed before the District Court **prior to this referral**, the noticed date may no longer be in effect. All hearing dates are subject to the availability of the Court's calendar. Please contact the Courtroom Deputy, Karen Hom, at (415) 522-2035, to confirm or, if necessary, reschedule the hearing date. Regardless of whether the Court reschedules the hearing date, all opposition and reply papers shall be timely filed according to the originally noticed hearing date, pursuant to Civil L. R. 7-3.

LAW AND MOTION PROCEDURES

Civil law and motion is heard on Friday mornings, at 9:30 a.m., Courtroom A, 15th Floor, United States District Court, 450 Golden Gate Avenue, San Francisco, California.

In the event a **discovery dispute** arises, IT IS HEREBY ORDERED that before filing any discovery motion before this Court, the parties must comply with the following:

1. Lead trial counsel for both parties must meet and confer *in person* regarding the
2 matter(s) at issue. This meeting shall occur after other efforts to resolve the dispute,
3 such as telephone, e-mail, teleconference, or correspondence, have been unsuccessful.
4 Once those efforts have proved unsuccessful, any party may demand a meeting of
5 lead trial counsel to resolve a discovery matter. Such a meeting shall occur within ten
6 (10) calendar days of the demand. The locations of the meetings shall alternate. The
7 first meeting shall be at a location selected by counsel for Plaintiff(s). If there are any
8 future disputes, the next such meeting shall be held at a location to be determined by
9 counsel for Defendant(s), etc.
10. Within five (5) calendar days of the in-person meeting between lead trial counsel
11 referred to above, the parties shall jointly file a detailed letter with the Court, which
12 will include the matters that remain in dispute, a detailed substantive description of
13 each side's position on each such issue, and a description of each side's proposed
14 compromise on each such issue.
15. After the Court has received the joint letter, the Court will determine what future
16 proceedings, if any, are necessary.

17 A party or counsel has a continuing duty to supplement the initial disclosure when required
18 under Fed. R. Civ. P. 26(e)(1).

COURTESY COPIES

20 All documents shall be filed in compliance with the Civil Local Rules. Documents not filed
21 in compliance with those rules will not be considered by the Court.

22 BEFORE NOON ON THE NEXT BUSINESS DAY FOLLOWING THE ELECTRONIC
23 FILING, THE PARTIES ARE REQUIRED TO LODGE DIRECTLY WITH CHAMBERS ONE
24 **PAPER COPY OF EACH DOCUMENT, WHICH IS TO BE DESIGNATED "JCS'S CHAMBERS'
25 COPY."** All filings of documents relating to motions referred to the undersigned shall list the civil
26 case number and the district court judge's initials, followed by the designation "(JCS)".

27 The failure of counsel or a party to abide by this Order may result in sanctions pursuant to
28 Fed. R. Civ. P. 16(f).

1 IT IS SO ORDERED.
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3 Dated: September 14, 2007
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5 JOSEPH C. SPERO
United States Magistrate Judge
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JOSEPH C. SPERO
United States Magistrate Judge